

The Gazette of India

PUBLISHED BY AUTHORITY

No. 9] NEW DELHI, SATURDAY, MARCH 6, 1954

PART II—Section 4

Statutory Rules and Orders issued by the Ministry of Defence

MINISTRY OF DEFENCE

New Delhi, the 6th March 1954

S.R.O. 81.—The following bye-laws for the regulation of the collection, recovery and refund of the conservancy tax and the water tax in the Dehra Dun Cantonment, framed by the Cantonment Board, Dehra Dun, in exercise of the powers conferred by clause (3) of section 282 and section 283 of the Cantonments Act, 1924 (II of 1924), and in supersession of the notifications of the United Provinces Government, No. 2411/XI-19C, dated the 20th October, 1927 and No. 2551/XI-19C, dated 3rd September, 1931, are published for general information, the same having been previously published, and approved and confirmed by the Central Government as required by sub-section (1) of section 284 of the said Act, namely:—

Bye-laws for the regulation of collection, recovery and refund of conservancy Tax and Water Tax

1. For the purpose of calculating the correct amount of tax leviable on a person, the assessed annual value of the building or in the event of his being in occupation of more than one building or the annual value of the building having been assessed in parts, the assessed annual value of the building or of all the parts as the case may be, shall be taken into account.

2. The Executive Officer shall cause to be prepared at the beginning of each year a separate Demand and Collection register for each of the tax in which the names of all persons liable to pay the tax shall be entered, and shall cause such registers to be corrected from time to time as may be required.

3. The Demand and Collection Registers shall be in the forms detailed below:—

- (i) Form as per Annexure "A" to these bye-laws for Conservancy tax.
- (ii) Form as per Annexure "B" to these bye-laws for Water tax.

4. The entries in the Demand and Collection Registers shall be checked by the Executive Officer or such member or officer as the Cantonment Board may appoint in this behalf, who shall place his initials against each item of demand. If any alteration is made in the demand, the information or order in accordance with which it has been made shall be noted in the remarks column.

5. The owners of all properties in the Cantonment must inform the Cantonment Board Office of the names of occupiers of their properties, together with the dates of occupation and vacation to enable the taxes being recovered from the occupants in cases where they are liable to pay such taxes. Failing compliance, the owners shall be responsible to pay these taxes to the Cantonment Board.

6. The Cantonment Board shall cause a bill(s) to be served upon every assessee of the tax at least one week before the date on which the tax falls due. The bill shall be considered to have been duly served if it is delivered to the assessee, left at his or her house or posted on the door of the house in which he ordinarily resides.

7. The Conservancy and water taxes shall be payable half yearly in advance on 31st May and 30th November each year. The taxes shall be paid to the Executive Officer at the Cantonment Board Office or to the Tax Collectors appointed for this purpose. The Tax Collectors shall grant receipts under their signature in form "C" prescribed in these bye-laws. The Cantonment Board shall not be responsible for any amount paid for which a receipt in the prescribed form has not been obtained.

8. The Executive Officer shall be the authority competent to allow refund of the taxes on receipt of an application in this behalf. An application for refund shall allow at least 72 hours notice to the Executive Officer.

9. Both for the payment of the taxes and for their refund a period of less than 7 days shall be ignored, a period of 7 days but less than 15 days shall be reckoned as half a month and a period of 15 days and over shall be counted as a full month.

10. The Cantonment Board shall appoint one or more Inspectors whose duty it shall be to see that every house or building which is liable to the tax has been assessed and to report to that authority all cases in which assessment should be made or revised. These Inspectors may be specially appointed for this purpose or the duties of the office may be entrusted to any officer already otherwise employed under the Cantonment Board.

11. A contravention of any of these bye-laws shall be punishable with fine which may extend to one hundred rupees and in the case of a continuing contravention with an additional fine which may extend to twenty rupees for every day during which such contravention continues after conviction for the first such contravention.

FORM "C"

Cantonment Board, Dehra Dun.

Receipt No

Book No.

Received from
 the sum of Rupees (in words)
 on account of
 Rs.
 Date

Tax Collector.

[No 12/16/G/L&C/52]

S.R.O. 82.—In exercise of the powers conferred by clauses (a) and (b) of section 31 of the Cantonments Act, 1924 (II of 1924), the Central Government hereby makes the following rules regulating the division of the Cantonment of Agra into wards for the purpose of holding elections thereto under the said Act and the determination of the number of members to be elected by each of the wards, the same having been previously published as required by the said section namely.—

RULES

1 Short title and commencement.—(1) These rules may be called the Agra Cantonment (Division into Wards) Rules, 1954

(2) They shall come into force at once

2. Division of Cantonment into Wards.—For the purpose of holding elections to the Cantonment Board, the Cantonment of Agra shall be divided into Six wards, to be respectively called as:—

- (i) Ward No. I,
- (ii) Ward No. II,
- (iii) Ward No. III,
- (iv) Ward No. IV,
- (v) Ward No. V, and
- (vi) Ward No. VI.

3. Boundaries of Wards.—The boundaries of each of the said wards shall be as specified in the Schedule annexed hereto

4 Number of members to be elected.—The number of members to be elected by each of the wards shall be as shown in the following Table:—

TABLE

| S. No. | Ward | Number of persons to be elected |
|--------|----------------------|--|
| 1. | Ward No. 1 | 2 (One seat to be reserved for a member of the Scheduled Castes) |
| 2. | Ward No. 2 | 1 |
| 3 | Ward No. 3 | 1 |
| 4. | Ward No. 4 | 1 |
| 5. | Ward No. 5 | 1 |
| 6 | Ward No. 6 | 1 |

TWO SCHEDULE

(See rule 3)

Boundaries of Wards

| Sl. No. | Ward No. | Name of Ward | Mohalla as included in the ward | Boundaries | Remarks |
|---------|----------|---------------------------|--|---|---------|
| 1 | 2 | 3 | 4 | 5 | 6 |
| 1 | 1 | SULTAN-PURA-CUM-NAULAKHA. | (a) Sultanpura | North—Land for cultivation, Survey Nos. 35, 36 and 53. South—Station Road & Vacant Land, Survey No. 49. East—Bungalows Nos. 144 & 135, Survey Numbers 60 and 61 respectively. West—Land for cultivation, Survey Numbers 32 and 33 and vacant land. Survey Numbers 43, 45 and 46. Plus buildings under G. L. R. Survey Numbers 71, 71-A, and 72. | |
| | | | (b) Old Butchery | North—Vacant land, Survey Numbers 25, 26 and 38. South—Fatchpur Sikri Road. East—Bungalow Number 3/150, Survey Number 42. West—Vacant land, Survey Number 22. | |
| | | | (c) R.A. Bazar | North—Vacant land, Survey Number 111. South—Vacant land, Survey Number 95. East—Road leading to Ziarat-Rutha Shah. West—B.I. Bazar, Survey Number 80. | |
| 2 | 1 | SULTAN-PURA-CUM-NAULAKHA. | (d) Naulakha and Parwa Naulakha plus buildings under G. L. R. Sy. Nos. 71, 71-A, & 72, 74, 75, 75-A, 84, 88, 65, 66, 69. | North—Bungalow No. 61, Survey No. 365. South—Bungalow No. 89, Survey No. 376. East—Prade Ground, Survey No. 374. West—Bungalow No. 75, Survey No. 246. | |
| | | | (e) Kachipura or Dehia Bagh. | North—Vacant land, Survey Nos. 67 and 68 and Station Road. South—Vacant land, Survey No. 89. East—Vacant land, Survey No. 70. West—Vacant land, Survey No. 66. | |

| 1 | 2 | 3 | 4 | 5 | 6 |
|---|---|-------------|---|--|---|
| 4 | 3 | NAMNAIR | (a) Namnair and Pertabpura. | North—Bungalow Numbers 11 and 12, Survey Numbers 190 and 191 respectively. South—Mall Road and camping Ground, Survey Number 153. East—Bungalow Numbers 138, 139 and 16, Survey Numbers 202, 203 and 210. West—Lawrance Road. Schedule of boundaries as notified under Government of India, Gazette Notification No. 898 dated 27th Nov. 1937. | |
| | | | (b, Nagaria | North—City area under Municipal Board. South—Road leading to Malpura. East—Ajmer Road. West—Kumharpura Chhipitola City area under Municipal Board. Schedule of boundaries as notified under Government of India, Gazette Notification No. 898 dated 27th Nov. 1937. | |
| 5 | 4 | Boileauganj | (a) Boileauganj | North—Gwalior Road and Bungalow Number 175, Survey No. 284. South—Bungalow Numbers 2 and 3, Survey Numbers 345 and 346 respectively. East—Bungalow Numbers 160, 162 and 163, Survey Numbers 340, 344 and 333 respectively. West—Kutchery Road. Plus sweepers quarters under G. L. R. Survey Number 325. | |
| | | | (b) Chah-Rehat plus buildings under G. L. R. Survey Nos. 325 and 402. | North—Bungalow Number 161, Survey Number 399. South—A kutch path, Survey Number 342. East—Bungalow Number 173, Survey Number 403. West—Cattle Pound, Survey Number 339 and the temple, Survey Number 341. Plus temple under G. L. R. Survey No. 402. | |
| 6 | 5 | TRIPOLIA | (a) Tripolia and site Numbers 1, 2 and 3. | Running from C. B. Pillar Number 18 to 48 along the Railway overhead bridge and to the South-East Railway boundary from overhead bridge to Jamuna Kinara (Strand Road). Building along Jamuna River in between C. B. Pillar Number 17 to 18 on Strand Road. | |

| 1 | 2 | 3 | 4 | 5 | 6 |
|---|---|---|---|---|---|
| | | (b) Chamarpara or Nai-Basti. | North—Vacant land, Survey Number 400. South—Bungalow Number 13, Survey Number 411. East—Tar Jungle, Survey Number 443, Bungalow Number 15. West—Vacant land, Survey No. 404. Plus Sweepers quarters under G. L. R. Survey Number 404. | | |
| | | (c) Olia | North—Vacant land, Survey No. 273. South—Olia Road. East—Chilgarh Bazar, Survey No. 277. West—Olia Bazar area under Municipal Board. Plus buildings under G. L. R. Survey No. 273. | | |
| | | (d) Chilgarh | North—Vacant land, Survey No. 275. South—Vacant land, Survey No. 280. East—Gwalior Road and Fatehbad Road. West—Vacant land, Survey No. 280. | | |
| | | (e) Tila Chapparband or Tila Boileaguanj. | North—Vacant land, Survey No. 280. South—Vacant land, Survey No. 283. East—Vacant land, Survey No. 281. West—Kumharpura Chhupitola. Schedule of boundaries as notified under Government of India Gazette Notification Number 898, dated 27th Nov. 1937. | | |
| 7 | 6 | BUNGALOWSA | (a)-Bungalows. | All bungalows in the Cantonment other than within Bazar areas. Plus buildings under Survey Number 321, 321/A/, 321/C, 321/D, 525, 272. | |
| | | | (b)-Military Area | Rest of the Cantonment other than notified Bazar areas and bungalows. | |

[No. 29/9/G/L&C/52/1242-G/54.]

S.R.O. 83.—In exercise of the powers conferred by section 60 of the Cantonments Act, 1924 (II of 1924), and in supersession of the notification of the Government of United Provinces in the Municipal Department, No. 3578/XI-1-C-29, dated the 22nd February, 1932, the Cantonment Board, Lansdowne, with the previous sanction of the Central Government, hereby imposes a water tax on all lands and buildings within the limits of the Cantonment of Lansdowne at the rates specified in the Table hereto annexed.

TABLE

Rates of Tax

1. Eleven *per centum* on the annual value, where water is laid on to a building or there is a standpost anywhere on the consumer's premises.

2. Seven and three-fourth *per centum* on the annual value, where there is a standpost within a radius not exceeding 1,000 feet of the boundary of the premises of a consumer.

3. Five and one-quarter *per centum* on the annual value, where there is a standpost within a radius exceeding 1,000 feet but not exceeding 1,500 feet measured along the path by which water is ordinarily brought from the boundary of the premises of a consumer.

4. Three *per centum* on the annual value, where a standpost is situated beyond the radius of 1,500 feet:

Provided that—

- (a) any water consumed in excess of such quantity as may be determined by the Cantonment Board under sub-section (2) of section 220 of the Cantonments Act, 1924 (II of 1924), shall be paid for at such rate as may be fixed by the Board from time to time under the provisions of sub-section (3) of the said section;
- (b) in the case of houses owned or rented by the Government, the tax shall be paid by the occupiers thereof;
- (c) the lands and buildings situated outside the area served by the bulk supply system of the Board under section 234A of the said Act and occupied by entitled consumers within the meaning of clause (xi a) of section 2 of the said Act shall be exempt from the payment of any water tax under this notification.

[No. 53/14/G/L&C/54.]

S.R.O. 84.—In exercise of the powers conferred by section 60 of the Cantonments Act, 1924 (II of 1924), and in supersession of the notification of the Government of Punjab in the Local Self Government Department (Committees) No. 10144, dated the 24th March, 1923, the Cantonment Board, Ferozepore, with the previous sanction of the Central Government, hereby imposes a tax on all dogs including puppies above the age of three months kept within the limits of the Ferozepore Cantonment at the rate of Rs. 5 per dog for every year or part thereof, and directs that the said tax shall be payable by the respective owners or persons incharge of such dogs.

[No. 53/50/G/L&C/53.]

S.R.O. 85.—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify that a vacancy has occurred in the Cantonment Board Almora, by reason of the acceptance by the Central Government of the resignation of Sub. Deb Singh.

[No. 19/1/G/L&C/54/1458-G/54.]

S.R.O. 86.—In pursuance of sub-section (7) of Section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify the nomination of Capt. J. P. Shukla as a member of the Cantonment Board, Almora, vice Sub. Deb Singh resigned.

[No. 19/1/G/L&C/54/1458-G/54.]

S.R.O. 87.—In pursuance of sub-section (7) of Section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify that a vacancy has occurred in the Cantonment Board Delhi, by reason of the acceptance by the Central Government of the resignation of Mian Bhag Singh, Magistrate, 1st class.

[No. 19/2/G/L&C/53/1464-G/54.]

S.R.O. 88.—In pursuance of sub-section (7) of Section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government is pleased to notify that Shri A. P. Bagai, Magistrate 1st class, has been nominated as a member of the Cantonment Board Delhi, by the District Magistrate Delhi in exercise of the powers conferred under section 13(3) (b) *ibid* vice Mian Bhag Singh, Magistrate 1st class resigned.

[No. 19/2/G/L&C/53/1464-G/54.]

S.R.O. 89.—In exercise of the powers conferred by the Proviso to sub-section (1) of section 13 of the Cantonments Act, 1924 (II of 1924), the Central Government, being satisfied that it is necessary in order to avoid administrative difficulty, is pleased to extend the term of Office of the elected members of the existing Cantonment Board of Ranikhet Cantonment upto the 31st December, 1954^{ff} or until the date of the notification of the election of their successors under sub-section (7) of section 13 *ibid*, whichever date is earlier.

[No. 29/30/G/L&C/53/1831-1/G/54.]

S.R.O. 90.—*Corrigendum.*—Ministry of Defence Notification S.R.O. 88, dated the 20th February, 1954, is hereby cancelled

[No. 29/30/G/L&C/53/1831-C/54.]

K. T. SATARAWALA, Dy. Secy.